

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA**

16        This Court conducted an April 27, 2005 status conference to address the appeal of this Court's  
17 order denying defendant CHP Officer Paul Speers' summary judgment/adjudication. Officer Speers  
18 appeared at the status conference by telephone by Scott H. Wyckoff, California Deputy Attorney  
19 General. Plaintiffs John and Cathy Adams failed to appear at the status conference, during which Mr.  
20 Wyckoff explained the briefing schedule before the Ninth Circuit Court of Appeals. On the basis of  
21 good cause, this Court SETS a status conference for February 7, 2006 at 8:30 a.m. in Department 6  
22 (LJO) to address the status of the appeal and whether this action may proceed in this Court. Counsel are  
23 encouraged to appear at the status conference by telephone by arranging a one-line conference call and  
24 adding the Court at (559) 498-7322. This Court ORDERS counsel to immediately inform this Court of  
25 action by the Ninth Circuit Court of Appeals to return or remand the action to this Court.

IT IS SO ORDERED.

27 || Dated: April 27, 2005  
66h44d

/s/ Lawrence J. O'Neill  
UNITED STATES MAGISTRATE JUDGE